

ADMINISTRATIVE SEARCH WARRANT AFFIDAVIT

STATE OF TEXAS §
 §
COUNTY OF BEXAR §

BEFORE ME, the undersigned authority, a Magistrate of the Municipal Court, San Antonio, Bexar County, Texas, on this day personally appeared [CODE/HEALTH/FIRE MARSHAL NAME] [BADGE #], from [Code Enforcement/Fire Marshal/Health Department] for the City of San Antonio, who being by me duly sworn, did depose and state:

My name is XXXXXX #XXXX. I am a Code Enforcement Officer certified by the State of Texas Department of Licensing and Regulations as a Code Enforcement Officer for the City of San Antonio, Texas. I am over the age of twenty-one (21), of sound mind and capable of making this affidavit. I have good reason to believe and do believe that serious violations of the City Health and Safety Codes are occurring at the premises as described in Bexar County Appraisal District as [ADDRESS] with a legal description of [NCB XXX BLK 1 LOT 34] which is located within the city limits of the City of San Antonio, Texas. The owner of record of the property per the Bexar County Appraisal District is [NAME].

The above location per Bexar County Appraisal District record is a hotel – Limited Service. This property address has a code violation history of 26 calls for service from April 2019 to the present. In that time, there have been several San Antonio Property Maintenance code violations that include interior surfaces, exterior structure, zoning, water leak, sewer leak, graffiti, permits-vendors. Metro Health has advised that it has received complaints for mold in rooms, pool concerns, rigged electrical wiring, and water leaks.

On August 8, 2022, I personally observed from the parking lot of [TARGET ADDRESS], the property has repairs being conducted with no record of a permit application or active pending permits on file. Windows are broken and missing A/C units with plywood/cardboard covering window or holes that presents a danger to safe egress in case of fire or panic. Stairs going to the second floor are not properly connected with some type of wrapping around the rails and steps. The exterior property has scattered trash and debris around the parking lot and next to the dumpsters.

Therefore, to inspect the current safety condition of the structure and property a warrant is required to conduct a Dangerous Assessment Response Team (D.A.R.T.) inspection to assess all exterior and interior health and safety violations and take photos if needed. Also, the services of a city contractor may be acquired to secure the structure if necessary and cut and clean the exterior yard.

For the foregoing reasons, an Administrative Search Warrant is hereby requested to be issued authorizing a Texas Peace Officer and required City staff to enter the above-described premises to inspect for **health, safety, and welfare violations** pursuant to the authority granted in Section 18.05 of the Texas Code of Criminal Procedure.

SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME this _____ day of _____ 2022.

MAGISTRATE, MUNICIPAL COURT
SAN ANTONIO, BEXAR COUNTY, TEXAS

